

13281 U.S. PTO
042004

17510 U.S. PTO
10/827432
042004

**REQUEST FORM FOR
APPLICATION UNDER 37 CFR 1.53(b)**

DOCKET NUMBER: 50432-703

Prior Application:

Art Unit: 2812

Examiner: Jennifer M. DOLAN

BOX

FEE

Mail Stop Patent Application

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

This is a Request for filing a Divisional application under 37 CFR 1.53(b) of pending prior application

Serial No. 10/316,826, filed on December 12, 2002, entitled CMOS DEVICES WITH BALANCED DRIVE

CURRENTS BASED ON SiGe, by the following named inventor(s): Qi XIANG.

1. ☒ I hereby state that the enclosed application contains no new matter.
2. Oath or Declaration
 - a. ☐ Newly executed (original or copy)
 - b. ☒ Copy from a prior application (37 CFR 1.63(d))
 - i. ☐ Deletion of inventor(s)
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
3. ☒ Incorporation By Reference (useable if Box 2b is checked)
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 2b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
4. ☒ Preliminary Amendment is enclosed.
5. ☒ An Information Disclosure Statement and PTO1449 Form are submitted herewith.
6. ☒ Cancel claims 12-18.

7. The filing fee is calculated on the basis of the claims existing in the prior application as amended at 4 and 6 above:

	NO. OF CLAIMS		EXTRA CLAIMS	RATE	AMOUNT
Total Claims	11	-20	0	\$18.00 =	\$0.00
Independent Claims	1	-3	0	\$86.00 =	\$0.00
Basic Application Fee					\$770.00
If multiple dependent claims are presented, add \$0.00					\$0.00
Total Application Fee					\$770.00
Subtract ½ if small entity					\$0.00
TOTAL APPLICATION FEE DUE					\$770.00
AMOUNT TO BE CHARGED TO DEPOSIT ACCOUNT NO. 500417					\$770.00

- 7a. ☐ Enclosed is a Verified Statement to establish small entity status under 37 CFR 1.9 and 37 CFR 1.27.
- 7b. ☐ A verified Statement to establish small entity status under 37 CFR 1.9 and 37 CFR 1.27 was filed in prior application and such status is still proper and desired.
- 8a. ☒ **PLEASE CHARGE DEPOSIT ACCOUNT 500417 in the amount of \$770.00**
- 8b. ☒ The Commissioner is hereby authorized to charge fees under 37 CFR 1.16 and 1.17 which may be required, including any extension of time fees to maintain the pendency of the parent application Serial No. 10/316,826 or credit any overpayment to Deposit Account No. 500417.
9. ☒ Amend the specification by inserting before the first line the sentence:

--This application is a divisional of Application Serial No. 10/316,826 filed December 12, 2002--
10. ☐ Priority of Application Serial No. filed on , in is claimed under 35 USC 119. The certified priority document(s) were filed in Serial No. [case_serial_number] on .
11. ☒ The prior application is assigned of record to

Advanced Micro Devices, Inc.
Sunnyvale, CA
12. ☒ The power of attorney in the prior application is to:

McDermott, Will & Emery
13. ☒ Also enclosed:

-5 Pages of Formal Drawings
-Non-Publication Request under 35 U.S.C 122(b)(2)(B)(i)

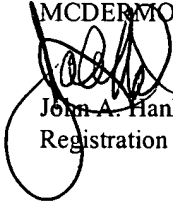
14. ☐ A petition, fee and response has been filed to extend the term in the pending prior application until .

Address all future communications to: (May only be completed by applicant, or attorney or agent of record)

McDermott, Will & Emery
600 13th Street, N.W.
Washington, DC 20005-3096

Respectfully submitted,

MCDERMOTT, WILL & EMERY


John A. Hankins
Registration No. 32,029

600 13th Street, N.W.
Washington, DC 20005-3096
(202) 756-8000 JAH:mcw
Facsimile: (202) 756-8087
Date: April 20, 2004

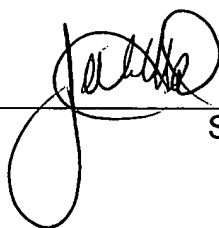
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)	First Named Inventor	Qi XIANG
	Title	CMOS DEVICES WITH BALANCED DRIVE CURRENTS BASED ON SiGe
	Atty Docket Number Divisional of Appl. No. 10/316,826	50432-703

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

April 20, 2004

Date



Signature

John A. Hankins

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Docket No.: 50432-703

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of	:	Customer Number: 20277
	:	
Qi XIANG	:	Confirmation Number:
	:	
Serial No.: Divisional of Appl. No.	:	
10/316,826	:	Group Art Unit:
	:	
Filed: April 20, 2004	:	Examiner:
	:	
For: CMOS DEVICES WITH BALANCED DRIVE CURRENTS BASED ON SiGe	:	

TRANSMITTAL OF FORMAL DRAWINGS

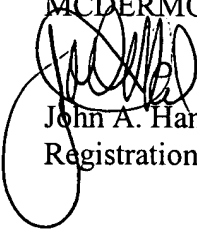
Mail Stop
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Five (5) pages of formal drawings are submitted herewith.

Respectfully submitted,

MCDERMOTT, WILL & EMERY



John A. Hankins
Registration No. 32,029

600 13th Street, N.W.
Washington, DC 20005-3096
(202) 756-8000 JAH:mcw
Facsimile: (202) 756-8087
Date: April 20, 2004